**In the High Court of Justice, Family Division**



**No: [*Case number*]**

**[The Children Act 1989] /**

**[The Senior Courts Act 1981] /**

**[Council Regulation (EC) No. 2201/2003] /**

**[The 1996 Hague Convention on Jurisdiction, Applicable Law, Recognition and Enforcement and Co-operation in Respect of Parental Responsibility and Measures for the Protection of Children]**

**(delete or adapt as appropriate)**

**The child[ren]**

**[*Name of child*] [Girl] / [Boy] [*dob dd/mm/yy*]**

**[*Name of child*] [Girl] / [Boy] [*dob dd/mm/yy*]**

After hearing [*name the advocate(s) who appeared*]

After consideration of the documents lodged by the applicant and the respondent

After reading the statements and hearing the witnesses specified in paragraph [*para number*] of the Recitals below

**ORDER MADE BY [*NAME OF JUDGE*] ON [*DATE*] SITTING IN [OPEN COURT] / [PRIVATE]**

**The parties**

1. The applicant is [*applicant name*] (represented by [*applicant firm name*])

The respondent is [*respondent name*] (represented by [*respondent firm name*])

**(Specify any additional respondents)**

**(Specify if any adult party acts by a litigation friend)**

**(Specify if the children or any of them act by a children’s guardian)**

1. Unless otherwise stated, a reference in this order to ‘the respondent’ means all of the respondents.

**Recitals**

1. The judge read the following documents:
   1. [*insert*]
2. The judge heard the following oral evidence
   1. [*insert*]
3. Arequest has been made pursuant to [Article 15 of BIIR] / [Article 8 of the 1996 Hague Convention] by an order dated [*date*] made by [*judge and court in requesting Member State*] / [*judge and court in State*] for the transfer of proceedings in respect of the child[ren] to the courts of England and Wales. This request has been communicated directly by the [*country and name of*] court to the High Court of England and Wales.
4. This court is satisfied that:
   1. the transfer of proceedings pursuant to [Article 15 of BIIR] / [Article 8 of the 1996 Hague Convention] has been accepted as final by the High Court of England and Wales;
   2. the transfer of the child[ren] into a foster placement in England and Wales has been authorised pursuant to the order of [*order of other Member State*] and with the consent of the Central Authority for England and Wales pursuant to Article 56 of BIIR;
   3. the child[ren] [is] / [are] at today’s date physically present in England and Wales and are placed in foster care in the area of the [*name of local authority*];
   4. orders pursuant to the provisions of [BIIR] / [the 1996 Hague Convention] for the registration and recognition and enforcement of the order [*order of other Member State or State*] have been made by [*name of judge*] at the Family Court sitting in Central London dated [*date*];
   5. the [*name of local authority*] accepts that with regard to the public law provisions of the Children Act 1989 it is the designated local authority with responsibility for the child[ren]; and
   6. The [*name of local authority*] intends to make interim applications in public law care proceedings in respect of the child[ren].
5. A separate order has been made today in care proceedings commenced by [*name of local authority*].

**IT IS ORDERED THAT**

1. The proceedings before the [*court in requesting Member State*] with regard to the child[ren], are hereby transferred to the jurisdiction of the Family Court of England and Wales.
2. Any orders placing the child[ren] in the interim care of the [*local authority of other Member State*] shall cease to have effect and are discharged.

**(delete if local authority of other Member State is not a party to these proceedings)**

1. [The [*local authority of other Member State*] shall cease to have parental responsibility in respect of the child[ren].]
2. The [*local authority of other Member State*] is given permission to withdraw from, and (with its consent) is discharged as a party to, proceedings in England and Wales relating to the child[ren].
3. [*Insert provision as to costs*]

Dated [*date*]